

**RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE REQUESTED
EXAMINING GROUP 3733**

PATENT
Customer No. 22,852
Attorney Docket No. 09955.0025-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|--|---|-------------------------------|
| In re Application of: |) | |
| |) | |
| Fredéric SGIER et al. |) | Group Art Unit: 3733 |
| |) | |
| Application No.: 10/766,911 |) | Examiner: Shaffer, Richard R. |
| |) | |
| Filed: January 30, 2004 |) | Confirmation No.: 4613 |
| |) | |
| For: VERTEBRAL ARTHRODESIS DEVICE |) | |
| |) | |

Mail Stop Amendment
Commissioner for Patents
Washington, DC 20231

Sir:

RESPONSE TO OFFICE ACTION

In response to the Final Office Action dated September 3, 2008, the period for response to which has been extended through January 5, 2009 (January 3 being a Saturday) by the petition for extension of time (one month) and fee filed concurrently herewith, and pursuant to 37 C.F.R. § 1.116, Applicant proposes to amend the above-identified application as follows:

Amendments to the Claims are included in this paper.

Remarks follow the amendment section of this paper.